

Message Text

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PAGE 01 STATE 129179
ORIGIN EB-07

INFO OCT-01 NEA-10 ISO-00 CAB-02 CIAE-00 COME-00
DODE-00 DOTE-00 INR-07 NSAE-00 EPG-02 FAA-00 L-03
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DRAFTED BY EB/AN:WARILEY:BA
APPROVED BY EB/AN:RABROWN
CAB:FMURPHY
NEA/ARP:JLYLE

-----041130Z 068327 /23

R 040054Z JUN 77
FM SECSTATE WASHDC
TO AMEMBASSY ABU DHABI

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E.O. 11652: N/A

TAGS: EAIR, TC

SUBJECT: CIVAIR: CARGO AIR SERVICE TO US

REF: ABU DHABI 1525

1. DEPARTMENT AND CAB STAFF DO NOT WISH TO ENCOURAGE
EMIRATE AIR SERVICES (EAS) INTEREST IN OPERATING TO US.
EAS SHOULD NOT BE ENCOURAGED TO MAKE APPLICATION TO CAB,
HOWEVER, EMBASSY MAY EXPLAIN THAT IF THE AIRLINE WISHES TO
APPLY, SERVICES OF A WASHINGTON AVIATION LAWYER ARE
ESSENTIAL AND THAT THE APPLICATION SHOULD BE SUBMITTED
THROUGH UAE EMBASSY TO THE DEPARTMENT FOR FORWARDING TO
CAB.

2. OPERATION OF SCHEDULED FLIGHTS BY FOREIGN AIRLINES INTO
THE UNITED STATES IS GOVERNED BY THE PROVISIONS OF SECTION
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PAGE 02 STATE 129179

402 OF THE FEDERAL AVIATION ACT OF 1958. ACT REQUIRES
FOREIGN AIRLINES TO APPLY TO THE CIVIL AERONAUTICS BOARD
FOR FOREIGN AIR CARRIER PERMIT. PERMIT APPLICATION IS
PREPARED BY APPLICANT AIRLINE IN REQUIRED FORMAT USUALLY
WITH THE HELP OF AN AVIATION ATTORNEY IN WASHINGTON. IN
ABSENCE OF BILATERAL AIR TRANSPORT AGREEMENT BETWEEN THE
UNITED STATES AND THE COUNTRY OF THE APPLICANT AIRLINE,

APPROVAL OF THE PERMIT IS GENERALLY BASED ON THE PRINCIPLES
OF COMITY AND RECIPROCITY.

3. COMMENT: DEPARTMENT KNOWS NOTHING OF EMIRATE AIR SERVICES BUT IN VIEW OF POTENTIAL GULF AIR INTEREST IN FLYING TO US WE DOUBT THAT UAE GOVERNMENT WOULD WANT TO DESIGNATE EAS FOR OPERATIONS BEFORE PURSUING INTEREST OF PRINCIPAL AIRLINE. EMBASSY MAY EXPLAIN THAT CAB PROCEEDINGS ARE QUASI-JUDICIAL, INVOLVING PUBLIC EVIDENTIARY HEARINGS, WHICH ARE USUALLY LENGTHY AND TIME-CONSUMING ONCE SCHEDULED. INTENT OF CAB HEARINGS IS TO DETERMINE FITNESS AND ABILITY OF APPLICANT, IF OWNERSHIP AND CONTROL RESTS WITH NATIONALS OF COUNTRY; AND, MOST IMPORTANTLY, IF ECONOMIC BASIS EXISTS FOR SERVICE. LAST POINT IS DUBIOUS IN CASE OF EAS AND AMCIT INVOLVEMENT MAY MAKE SECOND POINT ALSO PROBLEMATICAL.

CHRISTOPHER

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Message Attributes

Automatic Decaptioning: X
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Channel Indicators: n/a
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Concepts: AIR SCHEDULES
Control Number: n/a
Copy: SINGLE
Sent Date: 04-Jun-1977 12:00:00 am
Decaption Date: 01-Jan-1960 12:00:00 am
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 22 May 2009
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
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Format: TEL
From: STATE
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ISecure: 1
Legacy Key: link1977/newtext/t19770690/aaaadasa.tel
Line Count: 81
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Litigation Codes:
Litigation History:
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